

Message Text

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ACTION OES-05

INFO OCT-01 EA-10 ISO-00 FEA-01 ACDA-10 CIAE-00 INR-07

IO-10 L-03 NSAE-00 NSC-05 EB-07 NRC-07 DODE-00 /066 W

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P 041000Z AUG 75

FM AMEMBASSY TOKYO

TO UESERDA GERMANTOWN PRIORITY

INFO SECSTATE WASHDC 2196

UNCLAS TOKYO 10723

ERDA FOR SHILLER, GARRETT, ELLGEN

E.O. 11652: N/A

TAGS: TECH, JA

SUBJECT: ASSIGNMENT TEPCO ENRICHMENT CONTRACTS

REF: 1) ERDA 0760 2) ERDA 0041, 3) TOKYO 10569 4) TOKYO 10570

5) TOKYO 10641

1. MITSUI HAS PREPARED FOUR PACKAGES OF DOCUMENTS, ONE FOR EACH ENRICHMENT CONTRACT REASSIGNMENT. THESE PACKAGES HAVE BEEN MAILED TO MITSU, NEW YORK. EACH PACKAGE CONSISTS OF:

A. LETTER FROM ASSIGNEE TO ERDA (FRIEDMAN) INDICATING AGREEMENT BETWEEN ASSIGNOR (TEPCO) AND ASSIGNEE TO TRANSFER FIXED COMMITMENT CONTRACT (NUMBER GIVEN) TO ASSIGNEE IN PLACE OF EXISTING CONDITIONAL CONTRACT FOR DESIGNATED NUCLEAR PLANT AND IDENTIFYING DELIVERY DATES AND PLANT SIZE.

B. LETTER FROM ASSIGNEE TO ERDA REQUESTING TERMINATION OF ASSIGNEE'S CONDITIONAL CONTRACT UPON ASSIGNMENT OF FIXED COMMITMENT CONTRACT.

C. LETTER JOINTLY FROM ASSIGNOR AND ASSIGNEE TO ERDA INDICATING THAT, IN ACCORDANCE WITH ARTICLE 1 OF CONSENT TO ASSIGNMENT ALL CONDITIONS OF ASSIGNMENT AND COMMERCIAL AGREEMENT HAVE BEEN SATISFIED AND THAT NEITHER ASSIGNOR NOR UNCLASSIFIED

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ASSIGNEE HAVE ALTERED THE WARRANTEES OR RECITATONS IN THE

ASSIGNMENT.

D. TWO-PARTY AGREEMENT BETWEEN ASSIGNOR AND ASSIGNEE PMODELLED AFTER LOUISIANA P&L-KANSAI TWO-PARTY AGREEMENT IN REF 1), SIMILAR TO REF 3).

E. CONSENT TO ASSIGNMENT BETWEEN ASSIGNOR, ASSIGNEE AND ERDA MODELLED AFTER REF 1), SIMILAR TO REF 4).

2. EXPECT JAPANESE GOVERNMENT AUTHORIZATION ("AUTHORIZED PERSON" LETTER) TO BE COMPLETE LATE THIS WEEK. IT WILL BE CABLED TO JAPANESE EMBASSY IN WASHINGTON EARLY NEXT WEEK, TRANSLATED THERE, AND DELIVERED TO ERDA EARLY IN WEEK OF AUGUST 11.

3. IT IS CURRENTLY PLANNED THAT THE ENTIRE SET OF DOCUMENTS WILL BE CARRIED TO WASHINGTON BY A REPRESENTATIVE OF MITSUI WHO WILL BE ACCOMPANIED BY REPRESENTATIVES OF EACH UTILITY. PER SUGGESTION IN REF 2). SHOULD GROUP FAIL TO EFFECT COMPLETE REASSIGNMENT. TWO ADDITIONAL LETTERS ARE IN PREPARATION: THE FIRST FROM ASSIGNOR (TEPCO) TO ERDA REQUESTING SLIPPAGE OF EACH FIXED COMMITMENT CONTRACT, THE SECOND, FROM EACH ASSIGNEE TO ERDA REQUESTING SLIPPAGE OF THEIR CONDITIONAL CONTRACT TO THE SAME DATE. IT IS UNDERSTOOD THAT THE CRUCIAL MATTER OF SLIPPING BOTH ASSIGNORS' DELIVERY DATES OF FIXED COMMITMENT CONTRACT AND ASSIGNEES' DELIVERY DATES OF CONDITIONAL CONTRACTS TO THE SAME DATE WOULD, IN ANY CASE, BE COMPLETED IN ADVANCE OF AUGUST 18. SINCE DATES A IN BOTH CONTRACTS WOULD COINCIDE, FUTURE REASSIGNMENT COULD BE MADE IN ACCORDANCE WITH STANDARD POLICY. REQUEST CONFIRMATION.

4. ADDITIONAL ITEM PECULAIR IN TEPCO'S REQUEST FOR REVISED DATES IS THEIR DEFERRAL OF THE SCHEDULE OF TOKYO NO. 13 UNDER JA/117 WHICH IS TO BE ASSIGNED TO HOKKAIDO'S UNITS NO. 1 AND NO. 2. IN ORDER TO MAKE REVISED DATES CORRESPOND TO DESIRED DATES A FOR HOKKAIDO UNITS NO. 1 AND NO. 2, TEPCO REQUESTS SEVEN MONTHS DEFERRAL AND TWO YEARS AND SEVEN MONTHS DEFERRAL RESPECTIVELY FOR EACH HALF OF THE CONTRACT DELIVERIES. TOKYO'S UNDERSTANDING IS THAT THIS WILL BE PERMISSIBLE IN UNCLASSIFIED

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VIEW OF EXAMPLE D OF LETTER FROM FRIEDMAN TO MITSUI, N.Y. OF APRIL 29 ON ASSIGNMENT CRITERIA. IF ERDA REQUESTS, HOKKAIDO WILL WRITE TO ERDA TO EFFECT THAT THEY ARE CARRYING OUT NEGOTIATION WITH TEPCO TO RECEIVE ASSIGNMENT OF JA/117 CONTRACT FROM TEPCO AND ARE INTENDING TO USE THE CONTRACT DELIVERIES UNDER JA/117, UPON COMPLETION OF ASSIGNMENT, FOR THEIR UNITS NO. 1 AND NO. 2, AS EVIDENCE OF TEPCO'S REQUEST FOR THE REVISED SCHEDULE.

5. AS INDICATED IN 1. ABOVE, MITSUI, NEW YORK, HAS BEEN SENT
COPIES OF THE DRAFT DOCUMENTS. IN CASE CLARIFICATION IS
REQUIRED BY ERDA, YOU MAY CONTACT MITSUI, NEW YORK.
SHOESMITH

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CONTRACTS, NUCLEAR FUELS
Control Number: n/a
Copy: SINGLE
Draft Date: 04 AUG 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975TOKYO10723
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750268-0455
From: TOKYO
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750883/aaaacvqy.tel
Line Count: 120
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION OES
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 75 TOKYO 10569, 75 TOKYO 10570
Review Action: RELEASED, APPROVED
Review Authority: hartledg
Review Comment: n/a
Review Content Flags:
Review Date: 03 MAR 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <03 MAR 2003 by ReddocGW>; APPROVED <05 FEB 2004 by hartledg>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
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Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: ASSIGNMENT TEPCO ENRICHMENT CONTRACTS
TAGS: TECH, JA, TEPCO
To: ERDA
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006